



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/767,582	01/22/2001	Tetsuzo Yoshimura	6136/53718 (25916-180)

CONFIRMATION NO. 2745

FORMALITIES LETTER



\*OC000000007246613\*

COUDERT BROTHERS  
600 Beach Street  
San Francisco, CA 94109

RECEIVED

JAN 07 2002

COUDERT BROTHERS LLP  
SAN FRANCISCO

Date Mailed: 12/31/2001

## NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 419 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

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*A copy of this notice **MUST** be returned with the reply.*

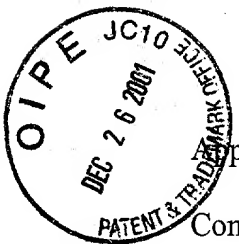
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Tetsu Yoshimura

Confirmation No.: 2745

Serial No.: 09/767,582

Filed: January 22, 2001

For: SINGLE AND MULTILAYER  
WAVEGUIDES AND  
FABRICATION PROCESS

Art Group Unit: Unknown

Examiner: Unknown

Attorney Docket: 6136/53718 (25916-180)

**CERTIFICATE OF  
MAILING/TRANSMISSION  
(37 C.F.R. § 1.8A)**

I hereby certify that this correspondence is,  
on the date shown below, being:  
(X) deposited with the United States Postal  
Service with sufficient postage as first class  
mail in an envelope addressed to: Box  
Missing Parts, Commissioner for Patents,  
Washington, D.C. 20231.  
( ) transmitted by facsimile to the Patent  
and Trademark Office

**December 11, 2001**

Date

By: Mary Padilla  
Mary Padilla

**RESPONSE TO NOTICE OF INCOMPLETE REPLY  
OF NON-PROVISIONAL APPLICATION**

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Pursuant to the Notice of Incomplete Reply of Non-Provisional Application Filing  
Date Granted, dated January 22, 2001 and relating to completion of the above-identified  
application, transmitted herewith are:

1. A copy of the Notice to File Missing Parts of Non-Provisional Application  
Filing Date Granted, mailed October 11, 2001; Please note, Notice of Incomplete Reply mailed  
10/11/2001 was our first notification regarding substitute drawings needed. We did not receive  
the Notice to File Missing Parts (Notice) mailed 08/03/2001. Also enclosed, copy of the Notice  
to File Missing Parts of Non-Provisional Application Filing Date Granted, mailed 04/26/2001  
with no mention of need for substitute drawings
2. 115 pages of drawing sheets, Figures 1-421 with the appropriate margins;  
and
3. Postcard

Except for the issue fee, which will be separately authorized, the Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 13-0201. A copy of this paper is enclosed.

Respectfully submitted,

  
John W. Carpenter  
Registration No. 26,447

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